

m/049/021

NOTICE TO COMPLY

NUMBER: 3573

WITH THE ADOPTED CODES OF BUILDING INSPECTION,
ZONING & BUSINESS REGULATIONS ADMINISTERED
BY THE UTAH COUNTY DEPARTMENT OF
COMMUNITY DEVELOPMENT

100 East Center, Room 3800
Provo, Utah 84606
(801) 851-8343

RECEIVED

APR - 2 2004

DATE: March 24, 2004 PERMIT NUMBER: N/A

DIV OF OIL GAS & MINING

BUSINESS NAME: Emery Industrial Resources, Incorporated

OWNER(S): Emery Industrial Resources, Incorporated (Business); Daniel Lee Powell a.k.a. Dan L. Powell (Business Registered Agent, Director, President, Secretary); Preston A. Powell (Business Director, Treasurer, Vice President); E.J. Stokes (Property Owner)

MAILING ADDRESS: 148 S 100 E Spanish Fork Ut 84660 (Emery Industrial Resources, Inc. and Daniel Lee Powell); 967 S 680 W Payson Ut 84651 (Preston A. Powell); PO Box 346 Centerville Ut 84014-0346 (E.J. Stokes)

LOCATION OF PROPERTY: 22572 S 28174 E Unincorporated Utah County

LEGAL DESCRIPTION: Sec 36 T11S R8E SLB&M TAX ID NUMBER: 33:061:0001

RE: UTAH COUNTY CODES WHICH HAVE NOT BEEN COMPLIED WITH AND A DESCRIPTION OF THE NONCOMPLIANCE:

UTAH COUNTY CODE

Section 11-1-9: It shall be unlawful to engage in any business without first receiving a Utah County Business License

UTAH COUNTY ZONING ORDINANCE

3-28-D No current Reclamation Bonding in place with Utah County

3-28-E Current Business License Required.

A PERIOD OF TEN (10) DAYS FROM THE DATE OF THIS NOTICE WILL BE GIVEN TO COMPLY WITH THE FOLLOWING REQUIREMENTS. **NO WORK OR ACTION, OTHER THAN CORRECTIVE MEASURES, CAN BE PERMITTED UNTIL CORRECTIONS HAVE BEEN COMPLETED, INSPECTED, AND APPROVED. PLEASE NOTIFY THIS OFFICE WHEN THE FOLLOWING REQUESTED CORRECTIONS HAVE BEEN MADE TO BRING THIS SITUATION INTO COMPLIANCE WITH CODES:**

Please submit the Utah County Bonding and Reclamation Agreement with all required information specified within the agreement. Business License application for 2004 with fee has been submitted but is on hold until bonding is in place. Upon a successful submission of the Utah county Bonding and Reclamation Agreement the 2004 business license may be issued.

Thank you for your immediate response.

IF COMPLIANCE HAS NOT BEEN COMPLETED BY April 5, 2004 THIS NOTICE WILL BE FORWARDED TO THE UTAH COUNTY ATTORNEY'S OFFICE FOR LEGAL PROCEEDINGS.

Peggy Kelsey *R*
CITING OFFICERS

ACKNOWLEDGMENT: MAILED March 24, 2004

RE:

(This notice has been approved as to form by the Office of the Utah County Attorney Civil Division.)

P:\BUSINESS\VIOLTION\NTC\04-Powell-Emery 3-24.wpd